

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 14, 2022.

[39]

JOURNAL OF THE HOUSE.

Thursday, April 14, 2022.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington being in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Garballey), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Owens of Watertown) congratulating Deion Howe on receiving the Eagle Scout award of the Boy Scouts of America;

Deion Howe.

Resolutions (filed by Representatives Owens of Watertown, Decker of Cambridge, Livingston of Boston, Conolly of Cambridge and Rogers of Cambridge) congratulating the Rotary Club of Cambridge for one hundred years of community service and accomplishment; and

Rotary Club
of Cambridge.

Resolutions (filed by Mr. Roy of Franklin) congratulating Harriet Congdon DiMartino on celebrating her one hundredth birthday and to wish her much happiness in the days to come.

Harriet Congdon
DiMartino.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

The following order (filed by Mr. Finn of West Springfield) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Children, Families and Persons with Disabilities be granted until Friday, June 10, 2022, within which time to make its final report on current Senate document numbered 114, and House document numbered 240.

Children, Families
and Persons
with Disabilities
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4703) ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Cabral of New Bedford) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on State Administration and Regulatory Oversight be granted until Thursday, June 30, 2022, within which time to make its final report on current Senate documents numbered 2011, 2027, 2037, 2040, 2055, 2065, 2079, 2082, 2103, 2104 and 2546, and House documents numbered 7, 3111, 3115, 3152, 3183, 3187, 3191, 3194, 3196, 3199, 3213, 3222, 3224, 3227, 3228, 3229, 3244, 3826 and 4180.

State
Administration
and Regulatory
Oversight
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4702) ought to be adopted. Under suspension of the rules, on motion of Mr. Arciero of Westford, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Communications.

Communications

From the Department of Correction (see Section 6 of Chapter 124 of the General Laws) submitting their 2020 annual report;

Department
of Correction.

From the Executive Office of Health and Human Services (see item 1599-6903 in Section 2 of Chapter 24 of the Acts of 2021) regarding provider data on payroll, median salary and compensation and average employee vacancy rates;

Payroll,—
provider
data.

From the Executive Office of Health and Human Services (see item 1599-2026 contained in Section 2 of Chapter 102 of the Acts of 2021) submitting an annual report to support grants for a program of assertive community treatment;

Assertive
community
treatment grants.

From the Executive Office of Health and Human Services (see item 1599-2026 contained in Section 2 of Chapter 102 of the Acts of 2021) submitting an annual report to establish and expand pre-arrest, co-responsive programs; and

Pre-arrest, co-
responsive
programs.

From the Secretary for Administration and Finance (see Section 81 of Chapter 102 of the Acts of 2021) submitting the first quarterly report ensuring that the coronavirus state fiscal recovery fund monies received under the American Rescue Plan Act of 2021, 42 U.S.C. 802, comply with applicable federal law, including statutes, regulations, and sub-regulatory guidance;

ARPA,—
recovery
fund monies.

Severally were placed on file.

Petitions.

Mr. Connolly of Cambridge presented a petition (accompanied by bill, House, No. 4705) of Mike Connolly and Patricia D. Jehlen (with the approval of the city council) that the city of Cambridge be authorized to establish a net zero standard for newly constructed buildings; and the same was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Cambridge,—
net zero
standard.

Ms. Higgins of Leominster presented a petition (subject to Joint Rule 12) of Natalie M. Higgins relative to mortgage discharge by out of state mortgagees; and the same was referred, under Rule 24, to the committee on Rules.

Mortgage
discharge.

Paper from the Senate.

An order came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on the Judiciary be granted until April 15, 2022 within which time to make its final

The Judiciary
committee,—

report on current Senate documents numbered 47, 368, 920, 923, 932, 937, 945, 946, 976, 980, 984, 985, 989, 996, 1014, 1035, 1037, 1048, 1051, 1057, 1060, 1067, 1091, 1101, 1112, 1124, 1133, 1134, 2599 and 2607 relative to the Judiciary.

extension of
time for
reporting.

Under suspension of the rules, on motion of Mr. Arciero of Westford, the order (Senate, No. 2632) was considered forthwith; and it was adopted, in concurrence.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 2, reported, in part, a Bill making appropriations for the fiscal year 2023 for the maintenance of the departments, boards, commissions, institutions, and certain activities of the Commonwealth, for interest, sinking fund, and serial bond requirements, and for certain permanent improvements (House, No. 4700) [Total appropriation: \$51,091,999,992.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill was read a second time forthwith. Pending the question on ordering the bill to a third reading, the same member moved that further consideration thereof be postponed until Monday, April 25; and the motion prevailed.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

The Senate Bill establishing a sick leave bank for Kim Souza, an employee of the Bristol superior court probation department in the superior court department of the trial court of the Commonwealth (Senate, No. 2702); and

Kim Souza,—
sick leave.

House bills

To establish a surcharge on specific commercial development activities for the purpose of funding the creation of community housing (House, No. 3891) [Local Approval Received];

Lexington,—
housing fund.

Relative to the town of Danvers Electric Light Division (House, No. 3913) [Local Approval Received];

Danvers Electric
Light Division.

Authorizing the town of Needham to grant licenses for the sale of all alcoholic beverages not to be drunk on the premises and wine and malt beverages not to be drunk on the premises as provided in Section 17 of Chapter 138 of the General Laws (House, No. 4283) [Local Approval Received];

Needham,—
liquor
licenses.

Authorizing the town of Amherst to continue the employment of Walter (Tim) Nelson (House, No. 4593) [Local Approval Received]; and

Amherst,—
Walter Nelson.

Establishing a sick leave bank for Josalyn Gibson, an employee of the Department of Developmental Services (House, No. 4653);

Josalyn Gibson,—
sick leave.

Under suspension of Rule 7A, in each instance, on motion of Mr. DeCoste of Norwell, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the following House bills ought to pass:

Relative to lithium-ion batteries (House, No. 946);

Batteries.

To study a revenue neutral guaranteed jobs program (House, No. 2029);

Jobs program.

Relative to greener and healthier transportation corridors (House, No. 3556); and

Transportation.

Establishing a commission on automated decision-making by government in the Commonwealth (House, No. 4512);

Severally referred, under Rule 33, to the committee on Ways and Means.

By Ms. Decker of Cambridge, for the committee on Public Health, on a petition, a Bill relative to CNA training (House, No. 2246).

By the same member, for the same committee, on Senate, No. 1510 and House, No. 2270, a Bill relative to the definition of podiatry (House, No. 2270).

By the same member, for the same committee, on a petition, a Bill requiring automatic external defibrillator devices in health clubs (House, No. 2297).

By the same member, for the same committee, on Senate, No. 1380 and House, No. 2343, a Bill providing for consumer access to and the right to practice complementary and alternative health care services (House, No. 2343).

By the same member, for the same committee, on a petition, a Bill establishing a physical therapy licensure compact (House, No. 2359).

By the same member, for the same committee, on Senate, No. 1528 and House, No. 2380, a Bill relative to certified medication aides (House, No. 2380).

By the same member, for the same committee, on a petition, a Bill creating an obesity task force and pilot program (House, No. 2397).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Domb of Amherst, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill providing transparency for the Blue Hills Reservation Trust Fund (House, No. 889).

By the same member, for the same committee, on a petition, a Bill relative to paint recycling (House, No. 938).

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, on a petition, a Bill requiring OSHA training (House, No. 1942).

By the same member, for the same committee, on a petition, a Bill relative to [sic] prohibit contract provisions requiring subcontractors to assume liability for negligence of others (House, No. 1978).

By the same member, for the same committee, on Senate, No. 1231 and House, No. 2047, a Bill relative to unemployment insurance benefits for replacement workers (House, No. 2047).

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill providing for a fair and equitable group 4 retirement benefit for police officers working on Massachusetts public higher education campuses (House, No. 2786).

By Mr. Cusack of Braintree, for the committee on Revenue, on Senate, Nos. 1878 and 1912 and House, Nos. 2848 and 2876, a Bill improving the affordability of child care (printed as Senate, No. 1878).

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to state buildings codes and temporary shelters (House, No. 3125).

By the same member, for the same committee, on a petition, a Bill to expand opportunities for minority and women business enterprises in public construction (House, No. 3167).

By the same member, for the same committee, on a petition, a Bill relative to civil asset forfeiture data reporting (House, No. 3233).

By Mr. Straus of Mattapoissett, for the committee on Transportation, on a petition, a Bill relative to unpaved roads (House, No. 3411).

Decision making,—
study.

Nurses aides,—
training.

Podiatry,—
definition.

Health clubs,—
defibrillators.

Alternative
health care,—
access.

Physical
therapy compact.

Medication
aides.

Task force,—
obesity.

Blue Hills
Reservation
Trust Fund.

Paint,—
recycling.

Construction
employees.

Contractors,—
insurance.

Replacement
workers,—
benefits.

Police officers,—
benefits.

Child care,—
affordability.

State
buildings,—
codes.

Public
construction,—
opportunities.

Civil asset
forfeiture.

Unpaved
roads.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Parisella of Beverly, for the committee on Economic Development and Emerging Technologies, on a petition, a Bill establishing the Framingham Economic Development Corporation (House, No. 4352) [Local Approval Received].

Framingham,—
economic
development.

By Mr. Ryan of Boston, for the committee on Election Laws, on a recommitted petition, a Bill providing for the city of Worcester school committee election (House, No. 4326) [Local Approval Received].

Worcester,—
election.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Brookline to hold hybrid town meetings (House, No. 4450) [Local Approval Received].

Brookline,—
town
meeting.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Natick to hold hybrid town meeting (House, No. 4575) [Local Approval Received].

Natick,—
town
meeting.

By Ms. Domb of Amherst, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill confirming Commercial Wharf East Condominium Association present uses as authorized by the Downtown Waterfront-Faneuil Hall Urban Renewal Plan and Chapter 663 of the Acts of 1964 and Chapter 310 of the Acts of 1972 and preventing residents from being forced to sell their property and leave (House, No. 3720).

Boston,—
tidelands.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, on Senate, No. 1215 and House, No. 2015, a Bill relative to employee definition harmonization (House, No. 2015).

Unemployment
insurance,—
employment.

By Mr. Tucker of Salem, for the committee on Municipalities and Regional Government, on a joint petition, a Bill establishing a Beachwood/Lenstock Maintenance District in the town of Stockbridge (House, No. 4316) [Local Approval Received].

Stockbridge,—
maintenance
district.

By the same member, for the same committee, on a petition, a Bill relative to private street betterment assessments in the city of Worcester (House, No. 4327) [Local Approval Received].

Worcester,—
private streets.

By the same member, for the same committee, on a petition, a Bill providing for the laying out and acceptance of certain ways by the city of Attleboro (House, No. 4355) [Local Approval Received].

Attleboro,—
certain ways.

By the same member, for the same committee, on a joint petition, a Bill changing the Board of Selectmen of the town of Tyngsborough to a Select Board (House, No. 4483) [Local Approval Received].

Tyngsborough,—
select board.

By the same member, for the same committee, on a joint petition, a Bill establishing the position of town manager in the town of Tyngsborough (House, No. 4484) [Local Approval Received].

Tyngsborough,—
town manager.

By the same member, for the same committee, on a petition, a Bill amending the charter of the town of Bourne (House, No. 4576) [Local Approval Received].

Bourne,—
charter.

By Mr. Gordon of Bedford, for the committee on Public Service, on a joint petition, a Bill authorizing the town of Norwood to continue the employment of Fire Chief David Hayes (House, No. 4287) [Local Approval Received].

Norwood,—
David Hayes.

By the same member, for the same committee, on a petition, a Bill authorizing Jeremiah Z. Valli to purchase creditable service from the Barnstable County Retirement Board (House, No. 4435).

Jeremiah Valli,—
creditable
service.

By the same member, for the same committee, on a recommitted petition, a Bill exempting the Deputy Police Chief of the town of Wrentham from the civil service law (House, No. 4451) [Local Approval Received].

Wrentham,—
civil service.

By the same member, for the same committee, on a recommitted petition, a Bill exempting the Police Chief of the town of Wrentham from the civil service law (House, No. 4452) [Local Approval Received].

Id.

By Mr. Cusack of Braintree, for the committee on Revenue, on Senate, Nos. 1916 and 1937 and House, Nos. 2905, 2915, 2930 and 3732, a Bill relative to the establishment of a means tested senior citizen property tax exemption (House, No. 2915).

Senior citizen
property tax,—
exemption.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill designating U.S. Route 20 in Massachusetts the Medal of Honor highway (House, No. 4436).

U.S. Route 20.

By the same member, for the same committee, on a joint petition, a Bill designating a certain bridge in the town of Bedford as the Major Barry Allan Seidman, USAF memorial bridge (House, No. 4446).

Bedford,—
Seidman
bridge.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bills.

Engrossed bills

Changing the board of selectmen in the town of Duxbury to a select board (see House, No. 3937, amended); and

Bills
enacted.

Amending the charter of the city of Holyoke (see House, No. 4501);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The Senate Bill establishing a sick leave bank for Shana Hicks, an employee of the Department of Public Health (Senate, No. 2792), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third
reading
bill.

The House Bill establishing a sick leave bank for Maria A. Conti, an employee of the Massachusetts Department of Transportation (House, No. 4523) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Id.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o'clock A.M.

Next
sitting.

UNCORRECTED PROOF.

At seven minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.